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\*E-FILED 9/17/08\*

Attorneys for Defendants and Counterclaimants  
LEWIS FAMILY ENTERPRISES, INC. and  
STEVEN ROBERT LEWIS

UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF CALIFORNIA, SAN JOSE DIVISION

FORD MOTOR CREDIT COMPANY,  
LLC, a Delaware Limited Liability  
Company,

Plaintiff,

vs.

LEWIS FAMILY ENTERPRISES,  
INC., dba BOB LEWIS LINCOLN  
MERCURY, a California corporation,  
and STEVEN ROBERT LEWIS, an  
individual,

Defendants.

LEWIS FAMILY ENTERPRISES,  
INC., dba BOB LEWIS LINCOLN  
MERCURY, a California corporation,  
and STEVEN ROBERT LEWIS, an  
individual,

Counterclaimants,

vs.

FORD MOTOR CREDIT COMPANY,  
LLC, a Delaware Limited Liability  
Company; FORD MOTOR COMPANY,  
a Delaware corporation; CAPITOL  
EXPRESSWAY FORD, INC., a  
Delaware corporation; and DOES 1  
through 10, inclusive,

Counterdefendants.

Case No.: C 07-03301 RS

**STIPULATED REQUEST FOR ORDER  
CHANGING TIME FOR NON-EXPERT  
DISCOVERY CUTOFF AND EXPERT  
DISCOVERY (CIV. LOCAL RULE 6-2)  
AND ORDER**

**Trial: June 15, 2009**

**PURSUANT TO CIVIL LOCAL RULE 6-2, THE PARTIES HEREBY STIPULATE,  
THROUGH COUNSEL OF RECORD:**

1. The present non-expert discovery cutoff is October 1, 2008. The parties agree to a 60-day continuance of the discovery cutoff until December 1, 2008. This extension is to allow the parties to complete additional discovery which is necessary, as well as afford the parties an opportunity to explore private mediation before incurring the expense and attorney's fees attendant to the balance of discovery which remains.

2. The parties agree that expert disclosure and discovery will occur as follows:

a. On or before January 5, 2009, Plaintiff shall disclose expert testimony and reports in accordance with Rule 26(a)(2), F.R.Civ.P.

b. On or before January 20, 2009, Defendants shall disclose expert testimony and reports in accordance with Rule 26(a)(2), F.R.Civ.P.

c. On or before March 16, 2009, all discovery of expert witnesses pursuant to Rule 26(a)(4), F.R.Civ.P., shall be completed.

3. The parties agree that other dates will remain in place, including the last day for mediation (November 3, 2008), hearing of pretrial motions (April 29, 2009), and the pretrial conference (June 3, 2009) and trial (June 15, 2009) dates.

4. This is the first request for alteration of any dates in the Court's Case Management Order of February 27, 2008.

Dated: September 16, 2008

RANKIN, LANDSNESS, LAHDE,  
SERVERIAN & STOCK

By: /s/ Jon A. Heaberlin

JON A. HEABERLIN  
Attorneys for Defendants,  
Counterclaimants LEWIS FAMILY  
ENTERPRISES, INC. and STEVEN  
ROBERT LEWIS

1 DATED: /s/ September 16, 2008

SEVERSON & WERSON, P.C.

2  
3 By: /s/ Donald H. Cram, III  
4 DONALD H. CRAM, III, ESQ.  
5 Attorneys for Plaintiff FORD MOTOR  
6 CREDIT CO., LLC and Counter-Defendant  
FORD MOTOR COMPANY, INC.

7 DATED: /s/ September 16, 2008

GORDON & REES, LLP

8  
9 By: /s/ Brian P. Maschler  
10 BRIAN P. MASCHLER, ESQ.  
11 Attorneys for Counter-Defendant CAPITOL  
EXPRESSWAY FORD

12 **ORDER**

13 THE PARTIES HAVING STIPULATED, all non-expert discovery shall now be  
14 completed on or before December 1, 2008. Expert disclosure and discovery will occur as  
15 follows:

16 a. On or before January 5, 2009, Plaintiff shall disclose expert testimony and  
17 reports in accordance with Rule 26(a)(2), F.R.Civ.P.

18 b. On or before January 20, 2009, Defendants shall disclose expert testimony  
19 and reports in accordance with Rule 26(a)(2), F.R.Civ.P.

20 c. On or before March 16, 2009, all discovery of expert witnesses pursuant to  
21 Rule 26(a)(4), F.R.Civ.P., shall be completed.

22 All other dates and deadlines will remain as currently set.

23  
24 **IT IS SO ORDERED.**

25 DATED: 9/17/08

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MAGISTRATE JUDGE OF THE U.S.  
DISTRICT COURT